

REMARKS

The Office Action dated April 6, 2004 presents the examination of claims 19-40. Minor idiomatic and grammatical amendments to made to claims 19, 25, 30, and 36-40. The term "oligosaccharides" in claims 19-30 and 36-40 is amended to "oligosaccharide" in order to encompass both oligosaccharide and oligosaccharides. Claims 41-45 are added. Support for claims 41-45 is found in subject matter deleted from claim 30. No new matter is inserted into the application.

Claim Objections

The Examiner objects to claims 1 and 30 for containing brackets. Since claim 1 was canceled and there are no "brackets" in claim 30, Applicant's representative contacted the Examiner telephonically to discuss the objection. The Examiner stated that the objection should be to claims 19 and 30 for containing subject matter beginning with "i.e." in parentheses marks.

In order to overcome this objection, the subject matter in the parentheses marks of claims 19 and 30 are deleted. New claims 41-45 are added, which are directed to the specific examples contained in the parentheses of claim 30. Thus, the instant objection is overcome.

Rejection under 35 U.S.C. § 112, second paragraph

The Examiner rejects claims 19 and 30 under 35 U.S.C. § 112, second paragraph for allegedly being indefinite. Applicant respectfully traverses. Reconsideration of the claims and withdrawal of the instant rejection are respectfully requested.

Specifically, the Examiner asserts that the recitations of "i.e. monosaccharide 1..." and "i.e. monosaccharide 2..." are unclear. As discussed above, this subject matter is deleted from claims 19 and 30. New claims 41-45, directed to the deleted subject matter of claim 30, do not recite the rejected claim language. Furthermore, claims 36-40 are amended to change monosaccharide "I" to "1" and "II" to "2" so that claim terminology is consistent throughout the claims.

Applicant respectfully submits that the pending claims particularly point out and distinctly claim the subject matter which is the present invention. Withdrawal of the instant rejection is therefore respectfully requested.

Allowable Subject Matter

On page 3 of the Office Action, the Examiner states that once the rejection under 35 U.S.C. § 112 is overcome, the claims will be allowable. Applicant respectfully submits that the above remarks

and/or amendments fully address and overcome the outstanding rejections and objections. For the foregoing reasons, Applicant respectfully requests the Examiner to withdraw all of the outstanding rejections and objections, and to issue a Notice of Allowance indicating the patentability of claims 19-45. Early and favorable action of the merits of the present application is thereby respectfully requested.

Conclusion

Pursuant to the provisions of 37 C.F.R. §§ 1.17 and 1.136(a), the Applicants hereby petition for an extension of two (2) months to September 6, 2004, in which to file a reply to the Office Action. The required fee of \$210.00 is enclosed herewith.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Kristi L. Rupert, Ph.D. (Reg. No. 45,702) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees

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required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of
time fees.

Respectfully submitted,

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